

Entered - 08/09/00 - sb  
CL00L0474 - DIANNE C. MITCHELL

CLAIM OF: **GEICO AS SUBROGEE OF CHARLIE (SCHARLIE)  
LOCKHART**  
**One GEICO Center**  
**Macon, Georgia 31296-0001**

For damages alleged to have been sustained as a result of a vehicular accident on December 15, 1999 at 10<sup>th</sup> Street and Monroe Drive.

BY PUBLIC SAFETY AND  
LEGAL ADMINISTRATION COMMITTEE:

BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **GEICO AS SUBROGEE OF CHARLIE (SCHARLIE) LOCKHART** the sum of **\$1,000.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for damages alleged to have been sustained as a result of a vehicular accident on December 15, 1999 at 10<sup>th</sup> Street and Monroe Drive as is more particularly set forth in the within claim; said sum taken from and charged to account 2J01/529017/T31001, Settlement of Suits and Claims, Department of Law.

APPROVED: SUSAN PEASE LANGFORD  
CITY ATTORNEY

BY:   
ROSALIND RUBENS NEWELL  
DEPUTY CITY ATTORNEY

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 00L0474

Date: October 19, 2000

Claimant /Victim GEICO AS SUBROGEE OF CHARLIE (SCHARLIE) LOCKHART

BY: (Atty) \_\_\_\_\_

Address: One GEICO Center, Macon, Georgia 31296-0001

Subrogation: X Claim for Property damage \$ 1,069.58 Bodily Injury \$ \_\_\_\_\_

Date of Notice: 04/25/00 Method: Written, proper X Improper \_\_\_\_\_

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 12/15/99 Place: 10<sup>th</sup> Street and Monroe Drive

Department Public Works Division: Sewer Operations

Employee involved A. Wylie Jordan Disciplinary Action: Written Reprimand

NATURE OF CLAIM: The driver of the City vehicle rear ended the claimant's vehicle causing damages in the above amount.

INVESTIGATION:

Statements: City employee \_\_\_\_\_ Claimant \_\_\_\_\_ Others \_\_\_\_\_ Written \_\_\_\_\_ Oral \_\_\_\_\_

Pictures \_\_\_\_\_ Diagrams \_\_\_\_\_ Reports: Police X Dept Report X Other \_\_\_\_\_

Traffic citations issued: City Driver X Claimant Driver \_\_\_\_\_

Citation disposition: City Driver \_\_\_\_\_ Claimant Driver \_\_\_\_\_

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial \_\_\_\_\_

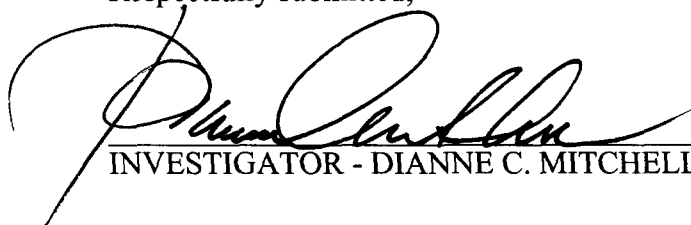
Improper Notice \_\_\_\_\_ More than Six Months \_\_\_\_\_ Other \_\_\_\_\_ Damages reasonable \_\_\_\_\_

City not involved \_\_\_\_\_ Offer rejected \_\_\_\_\_ Compromise settlement X

Repair/replacement by Ins. Co. \_\_\_\_\_ Repair/replacement by City Forces \_\_\_\_\_

Claimant Negligent \_\_\_\_\_ City Negligent X Joint \_\_\_\_\_ Claim Abandoned \_\_\_\_\_

Respectfully submitted,

  
INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ 1,000.00 Adverse \_\_\_\_\_ Account charged: 1A01 \_\_\_\_\_ 2J01 X 2H01 \_\_\_\_\_

Claims Manager:  Concur/date 10-19-00

Committee Action: \_\_\_\_\_ Council Action \_\_\_\_\_

GENERAL RELEASE AND INDEMNIFICATION

CLAIM NUMBER 00L0236

\$ 1,000.00

IN CONSIDERATION of the sum of ONE THOUSAND AND NO/100  
                     DOLLARS, to be paid to me by the CITY OF ATLANTA, the future receipt of which is hereby  
acknowledged, I do hereby, for myself, my heirs, executors, administrators, and assigns, release and forever  
discharge said City, its officers and employees, including but not limited to A. Wylie Jordan, Sr., from any and  
all claims, demands, actions, causes of action, suits, damages, loss and expenses, of whatsoever kind or nature for  
or on account of anything that has heretofore occurred, and particularly for or on account of a vehicular accident  
                      
which occurred on or about the 15th day of December, 1999,  
at or near 10<sup>th</sup> Street and Monroe Drive.

It is further understood and agreed that the payment of the above named sum is not to be considered as an  
admission on the part of the City, its officers, agents, servants or employees, of any liability whatsoever and the  
undersigned further covenants and agrees to indemnify and hold harmless the City of Atlanta, its officers, agents,  
servants and employees, from any and all claims, damages or costs which the said City of Atlanta, its officers,  
agents, servants and employees, may be called upon to make as a result of the event hereinbefore referred to.

And I now state that the only consideration for my signing this release and indemnification is the payment  
of the sum stated above; that no other promise or agreement of any kind or nature has been made to or with me by  
said City or its agents to cause me to sign this release, and that I fully understand the meaning and intent of this  
instrument.

WITNESS my hand and seal this 21<sup>st</sup> day of September, 2000.

Vicki D. McCoy (LS)  
**GEICO AS SUBROGEE OF**  
**CHARLIE (SCHARLIE) LOCKHART**

The above release was read and explained to, and signed by the said \_\_\_\_\_

\_\_\_\_\_ in our presence on the date above written.

James D. McKelvey  
Notary Public, Bleckley County, Georgia.  
My Commission Expires September 25, 2000

Witnesses

00-R-1720